IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 6555 of 2002

Between:

1 N. Nagendra Varma S/o Ravi Varma, Occ. Driver (NMR)
Sri Durga Malleswara Swamy Vari Devastanam, Indra Keeladri,
Vijayawada. R/o Tadepalli, Guntur District.
2 S.V. Prasada Rao S/o Markandeyulu Occ. Driver (NMR)
Sri Durga Malleswara Swamy Vari Devastanam, Indra Keeladri,
Vijayawada. R/o Vijayawada.
3 S. Srirama Chandra Murthy S/o Venkateswara Rao Occ:Driver(NMR)
Sri Durga Malleswara Swamy Vari Devastanam, Indra Keeladri,
Vijayawada. R/o Vijayawada.
4 K. Bajjieswara Rao S/o Laxmi Narasimha Murthy Occ.Driver (NMR)
Sri Durga Malleswara Swamy Vari Devastanam, Indra Keeladri,
Vijayawada. R/o Vijayawada.
5 B.V. Krishna Rao S/o Venkata Ramaiah Occ: Conductor (NMR)
Sri Durga Malleswara Swamy Vari Devastanam, Indra Keeladri,
Vijayawada. R/o Vijayawada.
6 Smt. K. Puspavathi W/o Satyanarayana Occ: Sweeper (NMR)
Sri Durga Malleswara Swamy Vari Devastanam, Indra Keeladri,
Vijayawada. R/o Vijayawada.

..... PETITIONERS

AND

1 State of Andhra Pradesh, Rep. by its Secretary to Government Revenue (Endowments) Department
Secretariat Buildings, Saifabad,
Hyderabad-22.
2 The Commissioner of Endowments, Govt. of Andhra Pradesh,
Tilak Road, Hyderabad.
3 Sri Durga Malleswara Swamy Vari Devastanam, Rep. by its Regional Joint

Commissioner & Executive Officer
Indra Keeladri, Vijayawada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus i) declaring the action of the respondents in not regularizing the service of the petitioners as Drivers/Conductor and Sweeper in the 3rd Respondent Devastanam as arbitrary, illegal and violative of Articles 14 and 16 of the Constitution of India; and ii) direct the respondents to regularize the services of the petitioner as Drivers/Conductor and Sweeper with all consequential benefits that flow from out of such regularization.

Counsel for the Petitioner: MR.ABHINAND KUMAR SHAVILI

Counsel for the Respondent Nos. 1 and 2: GP FOR ENDOWMENTS

Counsel for the Respondent No.3: Smt. Indrani.

The Court made the following :

-

ORDER:

Heard both sides and at their request the main Writ Petition itself is taken up for disposal.

Petitioners herein, who have been working as Drivers/Conductors on NMR

basis, seek a direction by way of Mandamus for regularizing their services.

It is now represented by the learned counsel appearing for both sides that this court had disposed of similar such cases, giving direction for such consideration in Writ Petition No. 19868 of 1997 dated 2.4.1998, Writ Petition No. 10450 of 1998 dated 15.5.1998 and in Writ Petition No. 17103 of 1998 dated 8.7.1998.

Following the same, this Writ Petition is also disposed of directing the respondents to regularize the services of the petitioners in terms of G.O.Ms.No. 212, dated 22.4.1994 with effect form the date on which they had completed five years of continuous services. No costs.

B. PRAKASH RAO, J

Dated: 14.2.2005

Ka

To

1 The Secretary to Government Revenue (Endowments) Department
State of A.P Secretariat Buildings, Saifabad,
Hyderabad-22.

2 The Commissioner of Endowments, Govt. of Andhra Pradesh,
Tilak Road, Hyderabad.
3 The Regional Joint Commissioner & Executive Officer, Sri Durga Malleswara Swamy Vari Devastanam Indra Keeladri, Vijayawada.

4. 2 CCs to G.P. for Endowments, High Court of A.P, Hyderabad. (OUT)

5. 2CD copies.